

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUL 18 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed AUG 26 2004 under 71534

The applicant **Centex Homes, a Nevada corporation** hereby makes application for permission to change the **Point of Diversion, Place and Manner of Use of a portion** of water heretofore appropriated under **Claims 152, 153, 177/204, 179.5/206/259 and 221/222 of the Truckee River Decree, said Decree entered by the District Court of the United States for Nevada in that certain action entitled, "The United States of America Plaintiff vs. Orr Water Ditch Company, et al, Defendants", in Equity Docket A-3. AND Permit 11489, Certificate 4827 (Claim 250 of the Truckee River Decree, said Decree entered by the District Court of the United States for Nevada in that certain action entitled, "The United States of America Plaintiff vs. Orr Ditch Company, et Al., Defendants", in Equity Docket A-3.**

1. The source of water is **the Truckee River**
2. The amount of water to be changed **Claim 152 – 1.00 acre-feet; Claim 153 – 2.34 acre-feet; Claim 177/204 – 12.72 acre-feet; Claim 179.5/206/259 – 1.75 acre-feet; Claim 221/222 – 0.52 acre-feet; Claim 250 – 1.44 acre – feet along with a pro-rata share of the diversion rate.**
3. The water to be used for **Municipal and Domestic.**
4. The water heretofore permitted for **as Decreed.**
5. The water is to be diverted at the following point **The points of diversion of Truckee Meadows Water Authority's existing water treatment plants and Washoe County Induction Well #4 as described in attached Exhibit "A" and as shown on the map supporting Permit No. 71534 on file with the Division of Water Resources.**
6. The existing permitted point of diversion is located within **See Exhibit "C"**
7. Proposed place of use **See attached Exhibit "B" as described in Change Application No. 71534 as shown on the map accompanying said application on file with the Division of Water Resources, State of Nevada.**
8. Existing place of use **See Exhibit "D"**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **As Decreed to As Decreed** of each year.
11. Description of proposed works. **Water will be diverted at existing Truckee Meadows Water Authority facilities, treated and placed into the existing distribution system.**
12. Estimated cost of works **Completed.**
13. Estimated time required to construct works **Completed.**
14. Estimated time required to complete the application of water to beneficial use **10 years.**

15. Remarks:

By s/Tamara Thiel
Tamara Thiel
500 Damonte Ranch Pkwy. #1056
Reno, NV 89521

Compared sg/sc lt/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner of use and place of use of a portion of the waters of the Truckee River as heretofore granted under Permit 11489, Certificate 4827, which changed the point of diversion of Claim No. 250 and a portion of Claims 152, 153, 177/204, 179.5/206/259 and 221/222, Truckee River Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0945 cubic feet per second, but not to exceed 19.77 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

November 3, 2016

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 3rd day of November, A.D. 2006

Tracy Taylor, P.E.
State Engineer

Completion of work filed November 12, 2004 under 71420

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

The following describes the multiple points of diversion for Truckee Meadows Water Authority Water Treatment Plants and Washoe County Hidden Valley Induction Well #4, which are shown on the map accompanying Application No. 71534 on file with the State of Nevada, Division of Water Resources, more particularly described as follows:

STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):

The existing point of diversion is situated within the Northeast one-quarter of the Southwest one-quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 31, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 31 bears South 62°04' East, a distance of 3,195.00 feet.

HIGHLAND DITCH (HIGHLAND RESERVOIR):

The existing point of diversion is situated within the Southwest one-quarter of the Southeast one-quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 9, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 9 bears South 75°16' East, a distance of 1,650.00 feet.

IDLEWILD TREATMENT PLANT:

The existing point of diversion is situated within the Southeast one-quarter of the Southeast one-quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 10, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 10 bears South 69°57'58" East, a distance of 842.34 feet.

NORTH TRUCKEE DITCH (GLENDALE TREATMENT PLANT):

The existing point of diversion is situated within the Southwest one-quarter of the Northeast one-quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 7, T.19N., R.20E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Northeast corner of said Section 7 bears North 39°28' East, a distance of 3,015.00 feet.

ORR DITCH PUMP STATION (CHALK BLUFF TREATMENT PLANT):

The point of diversion is situated within the Northeast one-quarter of the Southeast one-quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion the Northeast corner of said Section 17 bears North 15°39'36" East, a distance of 3,264.77 feet.

ORR DITCH (CHALK BLUFF TREATMENT PLANT):

The point of diversion is situated within the Northeast one-quarter of the Southwest one-quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion the Southwest corner of said Section 17 bears South 44°40' West, a distance of 3,211.00 feet.

WASHOE COUNTY (HIDDEN VALLEY INDUCTION WELL #4)

The point of diversion is situated within the West one-half of the Northwest one-quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$) of Section 16 T.19N., R.20E., M.D.B.&M., Washoe County, Nevada from said point of diversion the West one-quarter corner of Section 21, T.19N., R.20E., M.D.B.&M. bears South 09°54'07"W a distance of 6929.94 feet.

EXHIBIT "B"
PROPOSED PLACE OF USE

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| <u>DIVISION</u> | <u>SECTION</u> | <u>T-N</u> | <u>R-E</u> | |
|-----------------|----------------|------------|------------|-------------|
| ALL | 1 - 5 | 18 | 18 | M.D.B. & M. |
| E ½ | 6 & 7 | 18 | 18 | M.D.B. & M. |
| ALL | 8 - 17 | 18 | 18 | M.D.B. & M. |
| E ½ | 18 & 19 | 18 | 18 | M.D.B. & M. |
| ALL | 20 - 29 | 18 | 18 | M.D.B. & M. |
| E ½ | 30 & 31 | 18 | 18 | M.D.B. & M. |
| ALL | 32 - 36 | 18 | 18 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 5 | 19 | 18 | M.D.B. & M. |
| E ½ | 6 & 7 | 19 | 18 | M.D.B. & M. |
| ALL | 8 - 17 | 19 | 18 | M.D.B. & M. |
| E ½ | 18 & 19 | 19 | 18 | M.D.B. & M. |
| ALL | 20 - 29 | 19 | 18 | M.D.B. & M. |
| E ½ | 30 & 31 | 19 | 18 | M.D.B. & M. |
| ALL | 32 - 36 | 19 | 18 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 5 | 20 | 18 | M.D.B. & M. |
| E ½ | 6 & 7 | 20 | 18 | M.D.B. & M. |
| ALL | 8 - 17 | 20 | 18 | M.D.B. & M. |
| E ½ | 18 & 19 | 20 | 18 | M.D.B. & M. |
| ALL | 20 - 29 | 20 | 18 | M.D.B. & M. |
| E ½ | 30 & 31 | 20 | 18 | M.D.B. & M. |
| ALL | 32 - 36 | 20 | 18 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 5 | 21 | 18 | M.D.B. & M. |
| E ½ | 6 & 7 | 21 | 18 | M.D.B. & M. |
| ALL | 8 - 17 | 21 | 18 | M.D.B. & M. |
| E ½ | 18 & 19 | 21 | 18 | M.D.B. & M. |
| ALL | 20 - 29 | 21 | 18 | M.D.B. & M. |
| E ½ | 30 & 31 | 21 | 18 | M.D.B. & M. |
| ALL | 32 - 36 | 21 | 18 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 36 | 17 | 19 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 36 | 18 | 19 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 36 | 19 | 19 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 36 | 20 | 19 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 36 | 21 | 19 | M.D.B. & M. |
| | | | | |
| ALL | 5 & 6 | 16 | 20 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 36 | 17 | 20 | M.D.B. & M. |
| | | | | |
| ALL | 2 - 35 | 18 | 20 | M.D.B. & M. |
| W ½ | 36 | 18 | 20 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 12 | 19 | 20 | M.D.B. & M. |
| ALL | 14 - 23 | 19 | 20 | M.D.B. & M. |
| ALL | 26 - 35 | 19 | 20 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 36 | 20 | 20 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 36 | 21 | 20 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 36 | 20 | 21 | M.D.B. & M. |
| | | | | |
| ALL | 1 - 36 | 21 | 21 | M.D.B. & M. |

See supporting map accompanying application 71534.

Exhibit "C"

Lake Ditch - Claims 204, 206, 221, 222

The NE ¼ of the NW ¼ of Section 19, T 19N, R 19E, MDB& M, or at a point from which the Northwest corner of Section 20, T 19N, R 19E, MDB& M bears South 88° 05' East a distance of 2,620 feet. Lake Ditch Per Orr Ditch Decree.

Last Chance Ditch – Claims 152, 153, 177, 179.5

The SE ¼ of the NE ¼ of Section 14, T 19N, R 18E, MDB& M, or at a point from which the Northwest corner of Section 13, T 19N, R 18E, MDB& M bears North 24° 26' East a distance of 1,840 feet. Last Chance Ditch Per Orr Ditch Decree.

Southside Canal (unchanged) Claim 259

The NE ¼ of the SW ¼ of Section 17, T 19N, R 19E, MDB& M, or at a point from which the Northwest corner of Section 20, T 19N, R 19E, MDB& M bears South 40° 46' West a distance of 2,150 feet. Southside Canal per Orr Ditch Decree.

Southside Canal (changed to Lake Ditch by Permit No. 11489, Certificate No. 4827), Claim 250

The NE ¼ of the NW ¼ of Section 19, T 19N, R 19E, MDB& M, or at a point from which the Northwest corner of Section 20, T 19N, R 19E, MDB& M bears South 88° 05' East a distance of 2,620 feet. Lake Ditch per Orr Ditch Decree.

Exhibit "D"

Claim 152 – 0.22 ac. in the SW ¼ SW ¼ in Section 15, T19N, R19E, MDB&M under TR – 119 Parcel Number: 010-341-07 (0.22ac).

Claim 153 – 0.52 ac. in the SW ¼ SE ¼ in Section 15, T19N, R19E, MDB&M under TR-093 Parcel Numbers: 010-321-15 (0.14ac), 010-321-37 (0.16ac) and 010-361-02 (0.22ac).

Claim 177/204 – 2.99 ac. in the SE ¼ SE ¼ in Section 23, T19N, R19E, MDB&M under Assessor's Parcel Numbers: 019-331-04 (1.77ac) and 019-332-01 (1.22ac). *TR-55 and supporting map filed under this application*

REL

Claim 179.5/206/259 – 0.41 ac. in the SE ¼ NW ¼ in Section 25, T19N, R19E, MDB&M under TR – 071 Parcel Number: 024-083-03.

Claim 221/222 – 0.16 ac. in the SE ¼ NW ¼ in Section 5, T18N, R20E, MDB&M under TR – 028 Parcel Number: 164-264-04.

Claim 250 – 0.36 ac. in the NW ¼ SE ¼ in Section 23, T19N, R19E, MDB&M under TR – 113 Parcel Number: 019-082-07.